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[Print Current Case Summary](#)
[< Return](#)
[Incident Review](#)
[Investigation](#)

Reporting Category

Category	Subcategory	Situation	Victim/Offender Armed?	Weapon Types	Weapon Other	Weapon Recovered?	Deceased?
05M UNNECESSARY PHYSICAL CONTACT / ON DUTY - NO INJURY	-	-	-	-	-	-	-

row(s) 1 - 1 of 1

Log No: 1085935 Type:CR

Accused Members

Review	Name	Status	Accused Overall Finding	Recommended Penalty	No. of Days	Date/Time Served	Created Date	Complimentary History
View	JONES, DANIEL	CLOSED/FINAL	SUSTAINED	SUSPENSION	365	28-APR-2018 to 27-APR-2019 EXCUSED WITHOUT PAY - 365 day(s)	18-SEP-2017	View
View	MUSIAL, ELLIOTT	PENDING ACCUSED APPEAL	SUSTAINED	REPRIMAND	-	-	25-SEP-2017	View
View	BELL, CHRISTOPH	CLOSED/FINAL	UNFOUNDED	-	-	-	25-SEP-2017	N/A
View	HAWKINS, THOMAS	PENDING ACCUSED APPEAL	SUSTAINED	REPRIMAND	-	-	25-SEP-2017	View

row(s) 1 - 4 of 4

Attachments

No.	Type	Related Person	No. of Pages	Narrative	Original in File	Entered By	Entered Date/Time	Status	Approve Content?	Approve Inclusion?	
View	1	FACE SHEET	N/A	-	-	CHICO, ALICE	JUL-14-2017 12:05	-	-	-	
View	2	CONFLICT CERTIFICATION	N/A	-	-	ASSAF, MAJED	JUL-19-2017 10:40	-	-	-	
View	3	CONFLICT CERTIFICATION	N/A	-	-	CLARK, MARK	JUL-24-2017 15:54	-	-	-	
View	4	CONFLICT CERTIFICATION	N/A	-	-	O'BOYLE, MIRANDA	JUL-25-2017 16:26	-	-	-	
View	5	INITIATION REPORT	N/A	7	Complaint Register Initiation Report submitted by Commander Crystal King-Smith	YES	O'BOYLE, MIRANDA	AUG-29-2017 12:11	APPROVED	-	YES
View	6	REPORT (OTHER)	N/A	2	On-Line Complaint	YES	ASSAF, MAJED	JUL-19-2017 10:42	APPROVED	-	YES
View	7	REPORT (OTHER)	N/A	4	Affidavit of [REDACTED]	YES	ASSAF, MAJED	JUL-19-2017 10:44	APPROVED	-	YES
View	8	REPORT (OTHER)	N/A	3	Affidavit of [REDACTED]	NO	ASSAF, MAJED	JUL-19-2017 10:45	APPROVED	-	YES
View	9	O.E.M.C. (OEMC) REQUEST/HOLD	N/A	3	-	YES	O'BOYLE, MIRANDA	AUG-29-2017 12:14	APPROVED	-	YES
View	10	OEMC EVENT QUERY	N/A	12	-	NO	O'BOYLE, MIRANDA	AUG-29-2017 12:15	APPROVED	-	YES
View	11	OEMC UNIT QUERY	N/A	1	PDT for Unit [REDACTED] - Officer Jones and Officer Kim	NO	O'BOYLE, MIRANDA	AUG-29-2017 12:17	APPROVED	-	YES
View	12	OEMC UNIT QUERY	N/A	6	PDT for Unit [REDACTED] Sgt. Bell	NO	O'BOYLE, MIRANDA	AUG-29-2017 12:19	APPROVED	-	YES

View	13	OEMC UNIT QUERY	N/A	4	PDT for Unit [REDACTED] Lt. Hawkins	NO	O'BOYLE, MIRANDA	AUG-29- 2017 12:21	APPROVED -	YES
View	14	REQUEST FOR INTERVIEW/STATEMENT/REPORT	N/A	1	Request for BWC reference Event # [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 12:31	APPROVED -	YES
View	15	REPORT (OTHER)	N/A	1	BWC Report	NO	O'BOYLE, MIRANDA	AUG-29- 2017 12:32	APPROVED -	YES
View	16	VIDEO RECORDING	N/A	1	BWC from PO Daniel Jones upon arriving to [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 12:33	APPROVED -	YES
View	17	VIDEO RECORDING	N/A	1	BWC for PO Daniel Jones and his interaction with [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 12:35	APPROVED -	YES
View	18	VIDEO RECORDING	N/A	1	BWC from Sgt. Elliot Musial arriving to [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 12:37	APPROVED -	YES
View	19	VIDEO RECORDING	N/A	1	BWC from Sgt. Elliot Musial and his interaction with the family at the hospital	YES	O'BOYLE, MIRANDA	AUG-29- 2017 12:39	APPROVED -	YES
View	20	SWORN AFFIDAVIT FROM COMPLAINANT	N/A	1	Sworn Affidavit from [REDACTED] - witness to incident	YES	O'BOYLE, MIRANDA	AUG-29- 2017 12:43	APPROVED -	YES
View	21	CONSENT FOR AUDIO RECORDED INTERVIEW	N/A	1	Consent to Record for [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 12:44	APPROVED -	YES
View	22	ADDITIONAL INFORMATION	N/A	1	IPRA Notice for [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 12:47	APPROVED -	YES
View	23	AUDIO INTERVIEW	N/A	1	Audio Interview of [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 12:50	APPROVED -	YES
View	24	SWORN AFFIDAVIT FROM COMPLAINANT	N/A	1	Sworn Affidavit from [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 14:09	APPROVED -	YES
View	25	ADDITIONAL INFORMATION	N/A	1	IPRA Notice for [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 14:11	APPROVED -	YES
View	26	CONSENT FOR AUDIO RECORDED INTERVIEW	N/A	1	Consent to Record for [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 14:12	APPROVED -	YES
View	27	AUDIO INTERVIEW	N/A	1	Audio Interview of [REDACTED]	YES	O'BOYLE, MIRANDA	AUG-29- 2017 14:14	APPROVED -	YES
View	28	AUDIO RECORDING	N/A	1	Audio Recorded interview of Officer Pack Kim	YES	O'BOYLE, MIRANDA	AUG-29- 2017 14:20	APPROVED -	YES
View	29	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	Administrative Proceeding Rights for Lt. Thomas Hawkins	YES	O'BOYLE, MIRANDA	AUG-29- 2017 14:21	APPROVED -	YES
View	30	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	Notification of Allegations for Lt. Thomas Hawkins	YES	O'BOYLE, MIRANDA	AUG-29- 2017 14:23	APPROVED -	YES
View	31	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	Waiver of Counsel for Lt. Thomas Hawkins	YES	O'BOYLE, MIRANDA	AUG-29- 2017 14:24	APPROVED -	YES
View	32	AUDIO INTERVIEW	N/A	1	Audio Interview of Lt. Thomas Hawkins	YES	O'BOYLE, MIRANDA	AUG-29- 2017 14:26	APPROVED -	YES
View	33	OEMC UNIT QUERY	N/A	4	PDT for Unit [REDACTED] Sgt. Musial	NO	O'BOYLE, MIRANDA	AUG-29- 2017 14:30	APPROVED -	YES
View	34	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	Officer Daniel Jones #16641	YES	O'BOYLE, MIRANDA	SEP-05- 2017 09:43	APPROVED -	YES
View	35	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	Officer Daniel Jones #16641	YES	O'BOYLE, MIRANDA	SEP-05- 2017 09:45	APPROVED -	YES
View	36	AUDIO INTERVIEW	N/A	1	Interview of PO Daniel Jones	YES	O'BOYLE, MIRANDA	SEP-05- 2017 09:46	APPROVED -	YES
	37	ADDITIONAL INFORMATION	N/A	2		YES			APPROVED -	YES

View						University of Chicago- Department of Safety and Security CFS Report # [REDACTED]	O'BOYLE, MIRANDA	SEP-05-2017 11:31		
View	38	ADDITIONAL INFORMATION	N/A	16		University of Chicago Police Department To/From Incident Reports. Included is an email report of the incident from [REDACTED] and Public Safety Supervisor [REDACTED]	O'BOYLE, MIRANDA	SEP-05-2017 11:35	APPROVED -	YES
View	39	ADDITIONAL INFORMATION	N/A	2		University of Chicago Police Department Daily Watch Assignment	O'BOYLE, MIRANDA	SEP-05-2017 11:37	APPROVED -	YES
View	40	ADDITIONAL INFORMATION	N/A	7		University of Chicago Police Department- After Action Review and Training Session Summary	O'BOYLE, MIRANDA	SEP-05-2017 11:39	APPROVED -	YES
View	41	PHOTOGRAPH	N/A	1		A still photo provided by the University of Chicago Police Department showing Officer Jones come towards [REDACTED]	O'BOYLE, MIRANDA	SEP-05-2017 11:42	APPROVED -	YES
View	42	VIDEO RECORDING	N/A	1		BWC from University of Chicago Police Department Officer [REDACTED]	O'BOYLE, MIRANDA	SEP-05-2017 11:44	APPROVED -	YES
View	43	VIDEO RECORDING	N/A	1		BWC from the University of Chicago Police Department Officer Emmanuel Ibarra	O'BOYLE, MIRANDA	SEP-05-2017 11:46	APPROVED -	YES
View	44	VIDEO RECORDING	N/A	1		BWC from the University of Chicago Officer Michael Knight	O'BOYLE, MIRANDA	SEP-05-2017 11:47	APPROVED -	YES
View	45	VIDEO RECORDING	N/A	1		BWC from the University of Chicago Officer Eric Wiley- Disc 1	O'BOYLE, MIRANDA	SEP-05-2017 11:49	APPROVED -	YES
View	46	VIDEO RECORDING	N/A	1		BWC from the University of Chicago Officer Eric Wiley- Disc 2	O'BOYLE, MIRANDA	SEP-05-2017 11:50	APPROVED -	YES
View	47	ACCUSED STRIPPED OF POWERS	N/A	2		Relief of Powers memo dated August 2, 2017 for PO Daniel Jones	O'BOYLE, MIRANDA	OCT-02-2017 11:15	APPROVED -	YES
View	48	ACCUSED NOTIFICATION OF ALLEGATIONS FOR BELL, CHRISTOPH	ACCUSED - BELL, CHRISTOPH	-	-	-	O'BOYLE, MIRANDA	SEP-25-2017 12:37	PENDING ACCUSED - REPORT	-
View	49	TO/FROM REPORT	ACCUSED - BELL, CHRISTOPH	1		Response by Sgt C.Bell #2625 detailed in attached To/From Report	BELL, CHRISTOPH	SEP-27-2017 04:25	APPROVED -	YES
View	50	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1		Sgt. Christopher Bell	O'BOYLE, MIRANDA	OCT-10-2017 09:19	APPROVED -	YES
View	51	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1		Sgt. Christopher Bell	O'BOYLE, MIRANDA	OCT-10-2017 09:21	APPROVED -	YES
View	52	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1		Sgt. Christopher Bell	O'BOYLE, MIRANDA		APPROVED -	YES

View	53	AUDIO INTERVIEW	N/A	1	Sgt. Christopher Bell	YES	O'BOYLE, MIRANDA	OCT-10-2017 09:22		
View	54	ACCUSED NOTIFICATION OF ALLEGATIONS FOR MUSIAL, ELLIOTT	ACCUSED - MUSIAL, ELLIOTT	-	-	-	O'BOYLE, MIRANDA	OCT-10-2017 09:29	APPROVED -	YES
View	55	ADMINISTRATIVE PROCEEDINGS RIGHTS	N/A	1	Sgt. Elliott Musial	YES	O'BOYLE, MIRANDA	SEP-25-2017 12:37	PENDING ACCUSED REPORT	-
View	56	NOTIFICATION OF CHARGES/ALLEGATIONS	N/A	1	Sgt. Elliott Musial	YES	O'BOYLE, MIRANDA	OCT-10-2017 09:31	APPROVED -	YES
View	57	WAIVER OF COUNSEL/REQUEST TO SECURE COUNSEL	N/A	1	Sgt. Elliott Musial	YES	O'BOYLE, MIRANDA	OCT-10-2017 09:32	APPROVED -	YES
View	58	AUDIO INTERVIEW	N/A	1	Sgt. Elliott Musial	YES	O'BOYLE, MIRANDA	OCT-10-2017 09:34	APPROVED -	YES
View	59	OEMC UNIT QUERY	N/A	14	Unit History for calls responded to for Beat [REDACTED], [REDACTED], and [REDACTED]	YES	O'BOYLE, MIRANDA	OCT-20-2017 09:34	APPROVED -	YES
View	60	AUDIO RECORDING	N/A	1	911 call from [REDACTED]	YES	O'BOYLE, MIRANDA	OCT-20-2017 09:37	APPROVED -	YES
View	61	AUDIO RECORDING	N/A	1	911 call from mother of patient child, [REDACTED]	YES	O'BOYLE, MIRANDA	OCT-20-2017 09:38	APPROVED -	YES
View	62	AUDIO RECORDING	N/A	1	911 call from [REDACTED] father of patient child. He placed the initial call that had CPD respond to the location	YES	O'BOYLE, MIRANDA	OCT-20-2017 09:40	APPROVED -	YES
View	63	AUDIO RECORDING	N/A	1	Radio calls from July 13, 2017 at 23:49 hours (11:49PM) to July 14, 2017 at 00:49 hours (12:49AM)	YES	O'BOYLE, MIRANDA	OCT-20-2017 09:44	APPROVED -	YES
View	64	REPORT (OTHER)	N/A	11	Condensed Activity Report and pictures from the incident from the [REDACTED]	NO	O'BOYLE, MIRANDA	OCT-20-2017 09:54	APPROVED -	YES
View	65	VIDEO RECORDING	N/A	1	Video obtained from [REDACTED] from the hallway of the [REDACTED]. Video in file.	YES	O'BOYLE, MIRANDA	OCT-20-2017 10:27	APPROVED -	YES
View	66	INTERVIEW - WITNESS	N/A	28	Transcribed statement of [REDACTED] witness	YES	O'BOYLE, MIRANDA	OCT-20-2017 10:29	APPROVED -	YES
View	67	INTERVIEW-REPORTING PARTY	N/A	16	Transcribed statement of [REDACTED] complainant	YES	O'BOYLE, MIRANDA	OCT-20-2017 10:30	APPROVED -	YES
View	68	INTERVIEW - WITNESS	N/A	26	Transcribed statement of Officer Pack Kim-witness	YES	O'BOYLE, MIRANDA	OCT-20-2017 10:31	APPROVED -	YES
View	69	INTERVIEW - ACCUSED	N/A	20	Transcribed interview of Lt. Thomas Hawkins-accused	YES	O'BOYLE, MIRANDA	OCT-20-2017 10:32	APPROVED -	YES
View	70	INTERVIEW - ACCUSED	N/A	38	Transcribed statement of Officer Daniel Jones- Accused	YES	O'BOYLE, MIRANDA	OCT-20-2017 10:32	APPROVED -	YES
View	71	INTERVIEW - ACCUSED	N/A	16	Transcribed statement of Sergeant Christopher Bell	YES	O'BOYLE, MIRANDA	OCT-27-2017 09:33	APPROVED -	YES

View	72	INTERVIEW - ACCUSED	N/A	26	Transcribed statement of Elliott Musial	YES	O'BOYLE, MIRANDA	OCT-27-2017 09:34	APPROVED -	YES
View	73	DEPARTMENT DIRECTIVE OR GENERAL ORDER	N/A	20	Rules and Regulations of the Chicago Police Department	NO	O'BOYLE, MIRANDA	NOV-08-2017 16:02	APPROVED -	YES
View	74	DEPARTMENT DIRECTIVE OR GENERAL ORDER	N/A	3	Use of Force Guidelines	NO	O'BOYLE, MIRANDA	NOV-08-2017 16:03	APPROVED -	YES
View	75	DEPARTMENT DIRECTIVE OR GENERAL ORDER	N/A	4	Specific Responsibilities Regarding Allegations of Misconduct	NO	O'BOYLE, MIRANDA	NOV-08-2017 16:04	APPROVED -	YES
View	76	DISCIPLINARY HISTORY	N/A	3	PO Daniel Jones	YES	O'BOYLE, MIRANDA	NOV-28-2017 15:51	APPROVED -	YES
View	77	DISCIPLINARY HISTORY	N/A	2	Sgt. Elliot Musial	YES	O'BOYLE, MIRANDA	NOV-28-2017 15:52	APPROVED -	YES
View	78	DISCIPLINARY HISTORY	N/A	2	Lt. Thomas Hawkins	YES	O'BOYLE, MIRANDA	NOV-28-2017 15:53	APPROVED -	YES
View	79	DISCIPLINARY HISTORY	N/A	1	Sgt. Christopher Bell	YES	O'BOYLE, MIRANDA	NOV-28-2017 15:54	APPROVED -	YES
View	80	ADDITIONAL INFORMATION	N/A	2	COPA Disciplinary Recommendation Form for Thomas Hawkins	YES	O'BOYLE, MIRANDA	NOV-28-2017 15:55	APPROVED -	YES
View	81	ADDITIONAL INFORMATION	N/A	2	COPA Disciplinary Recommendation Form for Sgt. Elliott Musial	YES	O'BOYLE, MIRANDA	NOV-28-2017 15:56	APPROVED -	YES
View	82	INVESTIGATOR CASE LOG	N/A	3	-	YES	O'BOYLE, MIRANDA	NOV-28-2017 16:02	APPROVED -	YES
View	83	ADDITIONAL INFORMATION	N/A	5	Disciplinary Memo	NO	CLARK, MARK	NOV-29-2017 15:44	APPROVED -	YES
View	84	SUMMARY REPORT	N/A	15	-	NO	CLARK, MARK	NOV-29-2017 15:45	APPROVED -	YES
View	-	POLICE BOARD HEARING DECISION	N/A	16	Police Board Decision 18 PB 2945 guilty, one year suspension	NO	CONNOLLY, LUKE	MAR-26-2019 14:45	APPROVED -	YES
View	-	REPORT (OTHER)	N/A	2	Request for review of discipline, unsigned 12-6-18	-	CLOYD, WENDY	DEC-06-2018 16:08	APPROVED -	YES
View	-	REPORT (OTHER)	N/A	2	Request for review of discipline, unsigned 12-6-18	-	CLOYD, WENDY	DEC-06-2018 16:28	APPROVED -	YES
View	-	REPORT (OTHER)	N/A	1	Request for review of discipline Musial	-	CLOYD, WENDY	FEB-01-2019 10:02	APPROVED -	YES
View	-	REPORT (OTHER)	N/A	1	Request for review of discipline acceptance of penalty reprimand Musial	-	CLOYD, WENDY	JAN-18-2019 14:13	APPROVED -	YES
View	-	REPORT (OTHER)	N/A	5	Relief of Police Powers - Officer Jones	-	DOMAIN, ALEXANDRA	JAN-23-2018 09:40	APPROVED -	YES
View	-	TO/FROM REPORT	N/A	1	Review without reference to CR Matrix	NO	CONNOLLY, LUKE	APR-10-2018 15:01	APPROVED -	YES
View	-	PERSONNEL CHECK	N/A	1	Indefinite suspension notice.	NO	CONNOLLY, LUKE	JUN-18-2018 15:29	APPROVED -	YES
View	-	REPORT (OTHER)	N/A	2	Police Board Hearing Notice for 10 May 18	NO	CONNOLLY, LUKE	MAY-24-2018 11:07	APPROVED -	YES
View	-	REPORT (OTHER)	N/A	2	Charges	NO	CONNOLLY, LUKE	MAY-24-2018 11:05	APPROVED -	YES
View	-	SUSPENSION NOTICE	N/A	1		NO			APPROVED -	YES

				Suspension without pay begins 28 Apr 18		CONNOLLY, LUKE	MAY-24-2018 10:24		
View	-	REPORT (OTHER)	N/A	4	Reporting Party Letter	-	DOMAIN, ALEXANDRA	NOV-30-2017 16:21	APPROVED - YES
View	-	REPORT (OTHER)	N/A	2	Letter to Accused - Officer Jones	-	DOMAIN, ALEXANDRA	NOV-30-2017 16:20	APPROVED - YES
View	-	REPORT (OTHER)	N/A	2	Letter to Accused - Officer Hawkins	-	DOMAIN, ALEXANDRA	NOV-30-2017 16:21	APPROVED - YES
View	-	REPORT (OTHER)	N/A	2	Letter to Accused - Officer Musial	-	DOMAIN, ALEXANDRA	NOV-30-2017 16:21	APPROVED - YES
View	-	REPORT (OTHER)	N/A	2	Letter to Accused - Officer Bell	-	DOMAIN, ALEXANDRA	NOV-30-2017 16:20	APPROVED - YES
-	-	REPORT (OTHER)	N/A	2	request for review of discipline Hawkins signed	-	CLOYD, WENDY	JAN-02-2019 11:13	APPROVED - YES

row(s) 1 - 101 of 101

Internal Use Only

No Internal Use Only attachments available.

Print Accused Appeal Forms

No Accused Appeal forms available for this Log No.

Related Incidents [TIP](#) Related Incidents listed below are for reference only. These may be viewed using the related application search screens.

No Related Incidents associated with this Log No.

Status History [TIP](#) Every employee included in the Status History is subject to be called for legal or administrative proceedings.

Resulting Status	Status Date/Time	Created By	Position	Employee No.	Assigned/ Detailed Unit	Comments
PENDING FINANCE DIVISION RESPONSE	09-MAY-2019 15:46	CONNOLLY, LUKE	SERGEANT OF POLICE		121 / -	Jones was suspended per Police Board decision from 28 April 2018 to 27 April 2019. Please have record reflect this suspension and BIA will close this case.
PENDING REVIEW AFTER SUPERINTENDENT DECISION	27-MAR-2019 14:44	BOIK, ROBERT	SUPT'S CHIEF OF STAFF		111 / -	-
PENDING SUPERINTENDENT DECISION	27-MAR-2019 13:04	DOMAIN, ALEXANDRA	SUPERVISOR PARALEGAL		113 / -	-
PENDING POLICE BOARD HEARING	26-MAR-2019 14:46	CONNOLLY, LUKE	SERGEANT OF POLICE		121 / -	-
PENDING ADVOCATE REVIEW	26-MAR-2019 14:43	CONNOLLY, LUKE	SERGEANT OF POLICE		121 / -	Upload PB Decision
PENDING REVIEW AFTER SUPERINTENDENT DECISION	18-JUN-2018 15:30	CONNOLLY, LUKE	SERGEANT OF POLICE		121 / -	Musial and Hawkins suspension A&Rs can be sent by COPA.
PENDING ADVOCATE REVIEW	18-JUN-2018 15:28	CONNOLLY, LUKE	SERGEANT OF POLICE		121 / -	Upload order. Bell and Hawkins suspension A&Rs can be served by COPA
PENDING POLICE BOARD HEARING	24-MAY-2018 11:07	CONNOLLY, LUKE	SERGEANT OF POLICE		121 / -	-
PENDING ADVOCATE REVIEW	24-MAY-2018 10:22	CONNOLLY, LUKE	SERGEANT OF POLICE		121 / -	Upload documents
PENDING REVIEW AFTER SUPERINTENDENT DECISION	07-MAY-2018 14:28	COSTELLO, ROBERT	SERGEANT OF POLICE		121 / -	-
PENDING SUPERINTENDENT DECISION	07-MAY-2018 14:27	COSTELLO, ROBERT	SERGEANT OF POLICE		121 / -	-
PENDING ADVOCATE REVIEW	04-MAY-2018 09:57	ALEJO, LUIS	POLICE OFFICER		121 / -	-
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	10-APR-2018 15:02	CONNOLLY, LUKE	SERGEANT OF POLICE		121 / -	-
PENDING REVIEW AFTER SUPERINTENDENT DECISION	27-FEB-2018 15:35	BOIK, ROBERT	SUPT'S CHIEF OF STAFF		111 / -	-
		BOIK, ROBERT			111 / -	-

PENDING REVIEW AFTER SUPERINTENDENT DECISION	27-FEB-2018 15:35		SUPT'S CHIEF OF STAFF			
PENDING SUPERINTENDENT DECISION	15-FEB-2018 10:37	CONNOLLY, LUKE	SERGEANT OF POLICE	121 / -	Pending Supt decision. Case for Jones pending Corp C.	
PENDING REVIEW INCIDENT (I.A.D./DISTRICT USE)	30-NOV-2017 16:12	DOMAIN, ALEXANDRA	CLERK 3	113 / -	-	
CLOSED AT C.O.P.A.	30-NOV-2017 15:55	DOMAIN, ALEXANDRA	CLERK 3	113 / -	-	
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	30-NOV-2017 11:34	HUNT, JOSHUA	DEPUTY CHIEF ADMINISTRATOR	113 / -	closed via AK and JH	
PENDING C.O.P.A. COORDINATOR REVIEW	29-NOV-2017 17:04	KERSTEN, ANDREA	DEPUTY CHIEF ADMINISTRATOR	113 / -	-	
PENDING CHIEF ADMINISTRATOR REVIEW	29-NOV-2017 16:53	KERSTEN, ANDREA	DEPUTY CHIEF ADMINISTRATOR	113 / -	-	
PENDING C.O.P.A. COORDINATOR REVIEW	29-NOV-2017 15:46	CLARK, MARK	SUPERVISING INV COPA	113 / -	-	
PENDING INVESTIGATIVE REVIEW	29-NOV-2017 10:21	O'BOYLE, MIRANDA	INVESTIGATOR 3 COPA	113 / -	-	
PENDING INVESTIGATION	29-NOV-2017 10:06	CLARK, MARK	SUPERVISING INV COPA	113 / -	-	
PENDING INVESTIGATION	29-NOV-2017 10:04	CLARK, MARK	SUPERVISING INV COPA	113 / -	-	
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	29-NOV-2017 10:01	KERSTEN, ANDREA	DEPUTY CHIEF ADMINISTRATOR	113 / -	-	
PENDING INVESTIGATION	24-JUL-2017 15:54	CLARK, MARK	SUPERVISING INV COPA	113 / -	-	
PENDING ASSIGN INVESTIGATOR	24-JUL-2017 12:27	PFEIFER, ADAM	SUPERVISING INV COPA	113 / -	Type Changed from INFO to CR on 24-JUL-2017 12:27 by PFEIFER, ADAM Affidavit information for this Log Number has changed on 24-JUL-2017 12:27 by PFEIFER, ADAM	
PENDING ASSIGN TEAM	24-JUL-2017 11:57	WATSON, JOHN	POLICE OFFICER	121 / -	-	
PENDING ASSIGN TEAM	24-JUL-2017 11:57	KLICHOWSKI, GREGORY	LIEUTENANT OF POLICE	121 / -	send back to IPRA	
PRELIMINARY	24-JUL-2017 11:53	KLICHOWSKI, GREGORY	LIEUTENANT OF POLICE	121 / -	return to IPRA excessive force	
PENDING ASSIGN TEAM	24-JUL-2017 11:51	CONNOLLY, LUKE	SERGEANT OF POLICE	121 / -	Attempt to send case back to IPRA	
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	24-JUL-2017 10:38	COSTELLO, ROBERT	SERGEANT OF POLICE	121 / -	-	
PENDING REVIEW INCIDENT (C.O.P.A. USE ONLY)	19-JUL-2017 10:56	CONNOLLY, LUKE	SERGEANT OF POLICE	121 / -	COPA Supervisor Grba contacted BIA Advocate concerning this case. Case involves an allegation of excessive force and is being transferred to COPA with the approval of BIA Commander Klimas. Affidavits were provided by the complainants and have been uploaded. A paper copy was sent to COPA via Department mail.	
PENDING INVESTIGATION	17-JUL-2017 12:14	CARRILLO, ROBERT	SERGEANT OF POLICE	121 / -	-	
PENDING ASSIGN INVESTIGATOR	17-JUL-2017 11:48	PAKULA, RICHARD	SERGEANT OF POLICE	121 / -	-	
PENDING APPROVE TEAM	17-JUL-2017 11:10	WATSON, JOHN	POLICE OFFICER	121 / -	-	
PENDING ASSIGN TEAM	17-JUL-2017 09:47	PFEIFER, ADAM	SUPERVISING INV COPA	113 / -	Inv. Chico made follow-up attempts to obtain initiation report	
PENDING SUPERVISOR REVIEW	17-JUL-2017 09:39	PFEIFER, ADAM	SUPERVISING INV COPA	113 / -	-	
PRELIMINARY	17-JUL-2017 09:38	PFEIFER, ADAM	SUPERVISING INV COPA	113 / -	-	
PRELIMINARY	14-JUL-2017 17:04	PFEIFER, ADAM	SUPERVISING INV COPA	113 / -	initiation report	
PENDING SUPERVISOR REVIEW	14-JUL-2017 16:33	CHICO, ALICE	INVESTIGATOR 2 COPA	113 / -	-	
PRELIMINARY	14-JUL-2017 12:05	CHICO, ALICE	INVESTIGATOR 2 COPA	113 / -	Awaiting Initiation Report	

row(s) 1 - 43 of 43

No Command Channel Reviewers have been assigned.



User: [REDACTED]
Module: 15280 \$Revision: 1.254 \$

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SUMMARY REPORT

CHICAGO POLICE DEPARTMENT

LOG NO
1085935TYPE
CRDATE OF REPORT
21-NOV-2017

**INSTRUCTIONS: SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS**

TO: ☒ CHIEF ADMINISTRATOR,
INDEPENDENT POLICE REVIEW AUTHORITY ☐ CHIEF,
BUREAU OF INTERNAL AFFAIRS

FROM - INVESTIGATOR'S NAME	RANK	STAR NO	EMPLOYEE NO	UNIT ASSIGNED	UNIT DETAILED
O'BOYLE, MIRANDA	9181	75		113	

REFERENCE NOS.(LIST ALL RELATED C.L., C.B., I.R., INVENTORY NOS., ETC., PERTINENT OF THIS INVESTIGATION)

INCIDENT ADDRESS: DATE / TIME: 14-JUL-2017 00:07 BEAT: 235

ACCUSED

NAME	ANK	STAR NO	MP NO	UNIT ASSIGNED	UNIT DETAILED	SEX/RACE	DOB	PPOINTED DATE	ON DUTY ?	SWORN ?
JONES, DANIEL L	9161	16641				M / BLK	1983	2012	YES	YES
MUSIAL, ELLIOTT C	9171	910				M / WHI	1975	1998	YES	YES
BELL, CHRISTOPH A	9171	2625				M / WHI	1978	2002	YES	YES
HAWKINS, THOMAS L	9173	380				M / BLK	1963	1987	YES	YES

REPORTING PARTY

NAME	ADDRESS*	CITY	TELEPHONE	SEX / RACE	DOB / AGE
KING-SMITH, CRYSTAL	RANK: 9752, STAR NO: 68, EMP NO			F / BLK	1957 / 60
				M /	/

VICTIMS

NAME	ADDRESS*	CITY	TELEPHONE	SEX / RACE	DOB / AGE
				M /	/

WITNESSES

NAME	ADDRESS*	CITY	TELEPHONE	SEX / RACE	DOB / AGE
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* IF CPD MEMBER, LIST RANK, STAR, EMPLOYEE NOS. IN ADDRESS, PAX/BELL IN TELEPHONE BOX.

ALLEGATIONS

** SEE LAST PAGE FOR INSTRUCTIONS FOR STATING ALLEGATIONS, AND COMPLETING THE REMAINDER OF THE SUMMARY REPORT.

See Summary report.

I. INTRODUCTION

On July 14, 2017, Officer Daniel Jones and his partner that night, Officer Pack Kim, were assigned to respond to a call at [REDACTED]. The call came through OEMC Dispatch as a disturbance at that location and was relayed by dispatch to Officer's Jones and Kim at 12:07:43 AM. More specifically, a family was trying to remove a child from the hospital and there was an altercation with staff. Officer Jones threatened to arrest the pediatric resident and other medical personnel responsible for the child's care unless the resident or other medical personnel unhooked the child's IV. The resident attempted to explain the child's serious medical situation to Officer Jones. The resident also explained that the hospital was investigating the parents for suspected child neglect. Officer Jones brandished his handcuffs and grabbed the resident and attempted to arrest him after the resident refused to discharge and release the child against medical advice. University of Chicago police officers and security intervened and Officer Kim radioed for assistance from a supervisor. Sergeant (Sgt.) Elliot Musial arrived at the location and ordered Officer Jones and Kim to clear the location and leave the hospital. CPD officers were eventually able to talk the parents into voluntarily leaving the hospital.¹

II. ALLEGATIONS

It is alleged that on July 14, 2017, at approximately 12:30 AM, at [REDACTED], accused Officer Daniel Jones #16641, employee # [REDACTED] unit [REDACTED] while on duty:

1. Did not provide proper police service.
2. Displayed unbecoming conduct.
3. Unnecessarily grabbed [REDACTED].
4. Threatened to arrest [REDACTED].
5. Threatened to arrest medical staff at [REDACTED].

It is alleged that on July 14, 2017, at approximately 12:30 AM, at [REDACTED], accused Sergeant Elliot Musial #910, employee # [REDACTED], unit [REDACTED], while on duty:

1. Failed to initiate a complainant log number against Officer Daniel Jones after being informed of his misconduct.

It is alleged that on July 14, 2017, at approximately 12:30 AM, at [REDACTED], accused Sergeant Christopher Bell #2625, employee # [REDACTED], unit [REDACTED], while on duty:

¹ COPA is also investigating Officer Jones under Log #1085610. Log #1085610 involves allegations of Officer Jones neglecting his infant twin daughters. That investigation relates to this investigation because it involves Officer Jones disagreeing with medical diagnoses of his twin daughters by medical professionals at [REDACTED]. As outlined below, Officer Jones repeatedly referenced his issues with [REDACTED] and the Department of Children and Family Services ("DCFS") during and after the incident that occurred on July 14, 2017.

1. Failed to initiate a complainant log number against Officer Daniel Jones after being informed of his misconduct.

It is alleged that on July 14, 2017, at approximately 12:30 AM, at [REDACTED], accused Lieutenant Thomas Hawkins #380, employee # [REDACTED], unit 002, while on duty:

1. Failed to initiate a complainant log number against Officer Daniel Jones after being informed of his misconduct.

III. APPLICABLE RULES AND LAWS

Rule 1: Violation of any law or ordinance.

Rule 2: Any action or conduct which impedes the Department's efforts to achieve its policy and goals or brings discredit upon the Department.²

Rule 3: Any failure to promote the Department's efforts to implement its policy or accomplish its goals.³

Rule 5: Failure to perform any duty.

Rule 8: Disrespect to or maltreatment of any person, while on or off duty.

Rule 9: Engaging in any unjustified verbal or physical altercation with any person, while on or off duty.⁴

Rules and Regulations of the Chicago Police Department

Chicago Police Department General Order G03-02, Use of Force Guidelines

Chicago Police Department General Order G08-01-02, Specific Responsibilities Regarding Allegations of Misconduct

Illinois Compiled Statute, 720 ILCS 5/12-3 (a-2), Battery

² This Rule applies to both the professional and private conduct of all members. It prohibits any and all conduct which is contrary to the letter and spirit of Departmental policy or goals or which would reflect adversely upon the Department or its members. It includes not only all unlawful acts by members but also all acts, which although not unlawful in themselves, would degrade or bring disrespect upon the member or the Department, including public and open association with persons of known bad or criminal reputation in the community unless such association is in the performance of police duties. It also includes any action contrary to the stated policy, goals, rules, regulations, orders or directives of the Department.

³ This Rule prohibits any omission or failure to act by any member of the Department, whether on or off duty, which act would be required by the stated policy, goals, rules, regulations, orders and directives of the Department. It applies to supervisory and other members who, through carelessness, inefficiency or design fail to implement all policy goals, rules, regulations, orders and directives of the Department or fail to report to the Department any and all known violations of same, or who through carelessness, inefficiency or design fail to become aware of any such violation, when their assigned duty or supervisory responsibility would require them to become so aware.

⁴ Rules 8 and 9 prohibit the use of any excessive force by any member. These rules prohibit all brutality, and physical or verbal maltreatment of any citizen while on or off duty, including any unjustified altercation of any kind.

IV. INVESTIGATION

The Civilian Office of Police Accountability (COPA)⁵ gathered relevant documentary evidence associated with this incident. In addition, COPA obtained statements from both complainant [REDACTED] and the accused: Officer Jones, Sgt. Musial, Sgt. Bell, and Lt. Hawkins.⁶ Summaries of this evidence follow.

Written Complaint

COPA received two written complaints relating to this incident. First, Commander (Cdr.) Crystal King-Smith submitted a To/From Complaint Register Initiation Report on July 14, 2017, addressed to Chief Fred L. Waller, Bureau of Patrol. This report was forwarded to COPA for investigation. The To/From documented that Cdr. King-Smith was contacted by Deputy Chief Joanne Nee of the University of Chicago Police and advised that Officer Jones had grabbed or pushed [REDACTED] without justification on July 14, 2017.

Second, Cathy Garvey of the [REDACTED] logged a complaint on IPRA's website. This complaint documented that she had signed affidavits for Scott Levy, Director of Public and Parking at University of Chicago Medicine (UCM) and [REDACTED] physician on-call at [REDACTED] (Attachment 6 & 7)

Affidavit of [REDACTED] 7

[REDACTED] prepared a written affidavit that documented the events that occurred on July 13, 2017- July 14, 2017. In the affidavit, [REDACTED] averred that he was on call the night of the incident. He recalled a disagreement between the parents of a 10-month-old patient and hospital staff. The parents insisted on the hospital discharging their child. The hospital refused based on serious concerns relating to the child's health. The child's father called for law enforcement assistance in removing his child from the hospital.

[REDACTED] recalled that CPD Officers Jones and Kim responded to the father's call. [REDACTED] attested that soon after Officer Jones and Kim arrived, Officer Jones asked who the patient's doctor was and Officer Jones advised [REDACTED] that he had no right to keep the patient there. Officer Jones then stated: "You can either discharge the patient now, or someone is getting

⁵ On September 15, 2017, the Civilian Office of Police Accountability (COPA) replaced the Independent Police Review Authority (IPRA) as the civilian oversight agency of the Chicago Police Department. Thus, this investigation, which began under IPRA, was transferred to COPA on September 15, 2017, and the recommendation(s) set forth herein are the recommendation(s) of COPA.

⁶ COPA obtained OEMC records which confirmed that the interviewed CPD personnel were present at the hospital the night of the incident. (Attachments 10 & 59)

⁷ COPA also received an affidavit from [REDACTED], [REDACTED] at the [REDACTED]. Mr. [REDACTED] affidavit provided substantially the same account as the written affidavit provided by [REDACTED] (Attachment 8). The affidavit adds that the [REDACTED] policy states in relevant part: "*Minors do not have the right to leave against medical advice. Their parents may not remove them from the Medical Center against medical advice if removal would create a substantial risk of physical injury to the minor or otherwise prevent the minor from receiving medically indicated treatment as necessary for the minor's wellbeing. Please consult Suspected Child Abuse or Neglect Reporting; Temporary Protective Custody, Administrative Police 02-07.*" (emphasis in original).

arrested.” [REDACTED] explained to Officer Jones the seriousness of the child’s medical condition. [REDACTED] informed Officer Jones that the child could not be discharged because it was the middle of the night and there was no accepting facility or physician for a transfer. Officer Jones replied: “I don’t care! You cannot keep this child here,” and accused [REDACTED] of violating the parents’ rights.

[REDACTED] asked to speak with Officer Jones away from the family, but Officer Jones refused and again ordered staff to discharge the patient. Officer Jones again threatened to arrest someone. Officer Jones removed his handcuffs. [REDACTED] continued to try and advise Officer Jones that he could not discharge the patient and Officer Jones yelled at [REDACTED] “unhook the patient to get him out of here.” [REDACTED] got the attending physician on the phone, but Officer Jones refused to talk with the attending physician.

[REDACTED] alleges that Officer Jones then asked the father, “Who do you want me to arrest?” The father pointed his finger at [REDACTED] and [REDACTED] walked away to continue talking with the attending physician. Officer Jones followed [REDACTED] and grabbed him by the arm and shirt. [REDACTED] pulled away from his grasp and ran to the [REDACTED] call rooms where he called CPD to have another officer sent to the location.

By the time [REDACTED] returned to the main area of the [REDACTED], Sgt. Musial had dismissed Officer’s Jones and Kim. The hospital took protective custody of the child at 1:33 AM, and Sgt. Musial along with UCM security and University of Chicago Police Department (UCPD) were advised that the family needed to be removed from the unit. (Attachment 7)

Statement of Witness: [REDACTED]

On August 8, 2017, Investigator Miranda O’Boyle and Supervising Investigator Mark Clark interviewed [REDACTED] at [REDACTED]. [REDACTED] account of the incident largely mirrored the information in [REDACTED] affidavit. [REDACTED] confirmed that Officer Jones asked the father of the patient who he would like to be arrested and that the father pointed at [REDACTED]. [REDACTED] stated that Officer Jones took out his handcuffs and stated, “somebody here is going to be arrested.” [REDACTED] stated that Officer Jones repeatedly stated that someone would be arrested. [REDACTED] stated that Officer Jones became increasingly hostile as she and [REDACTED] walked away from Officer Jones. [REDACTED] stated that Officer Jones “physically reached out, had his handcuffs out in one hand, and grabbed the collar of [REDACTED], who pulled back to get loose from his grip.” [REDACTED] stated that she heard someone from the medical team yell for them (her and [REDACTED]) to run, and they ran off the floor. [REDACTED] stated that she eventually spoke with a CPD sergeant. [REDACTED] stated that she told the CPD sergeant everything that happened. (Attachments 20-23 & 66).

Statement of Complainant: [REDACTED]

On August 8, 2017, Investigator Miranda O’Boyle and Supervising Investigator Mark Clark interviewed [REDACTED] at [REDACTED]. [REDACTED] was asked follow-up questions regarding the incident. [REDACTED] stated that when Officer Jones grabbed his arm and shirt, he was walking away and Officer Jones was walking towards him and then rushed him,

lunging forward and grabbing his shirt. [REDACTED] stated that the contact lasted approximately a few seconds. [REDACTED] elaborated that Officer Jones "came across so aggressive and so - - almost like deranged," that he felt scared, and that he ran away from Officer Jones.

[REDACTED] stated that when he arrived back on the floor after the incident, he met with Sgt. Musial. [REDACTED] did not recall talking to Sgt. Musial about the incident, but remembered Sgt. Musial saying that he already knew what happened. [REDACTED] further stated that Sgt. Musial asked him what he wanted to do "regarding Officer Jones." [REDACTED] stated that he asked Sgt. Musial what his options were. [REDACTED] stated that Sgt. Musial informed him that one option was to file a complaint. [REDACTED] recalled telling Sgt. Musial that he did want to file a complaint. [REDACTED] stated that he wasn't given any further information about filing a complaint or process for filing a complaint. [REDACTED] also stated that Sgt. Musial never took a statement from him that night. [REDACTED] stated that there were no other CPD personnel present while he spoke with Sgt. Musial. (Attachments 24-27 & 67)

Body Worn Camera (BWC)

Officer Jones activated his BWC twice. The BWC footage corroborates [REDACTED] account of the incident. Officer Jones first activated his BWC while speaking with the child's father. The BWC shows the child's father attempting to explain his side of the dispute with the hospital to Officer Jones. Officer Jones goes over to his partner, Officer Kim, and whispers. Parts of his whispers are inaudible, but Officer Jones can be heard saying: "We are about to get them out of here." Officer Jones then walks over near an open common area with one of the University of Chicago officers, Sergeant Theo Tillis, and whispers "[t]he dude has the right to take their kid to a different hospital, and I am going to tell you right now I just can't (inaudible 00:59);" at which point Officer Jones turns off his BWC.⁸

Officer Jones reactivated his camera and asks the child's father, "Who is the doctor?" Officer Jones then walks over with the child's father to [REDACTED] and asks why the child could not be transferred. [REDACTED] begins to explain the child's medical condition and what the process of transferring the child would entail. [REDACTED] then asks to talk with Officer Jones without the family present, but Officer Jones refuses. Officer Jones tells [REDACTED] to "unhook" the child. [REDACTED] refuses and the child's father told Officer Jones to "lock him up, lock him up."

The hospital administrator ([REDACTED], "[REDACTED]") approaches Officer Jones and asks to speak with him in private. [REDACTED] again explains the process for transferring a child and that the child could not just be removed from the hospital. Officer Jones responded to [REDACTED]:

"somebody have to go in there and release em' because if he want me to start arresting people, that is going to be the next step... If ya'll can't do it, whoever he say arrest, he say he is the doctor,⁹ so he is going to be going first."

⁸ Sergeant Tillis drafted a To/From Report addressed to University of Chicago Police Commander Celeste D'Addabbo. In the report, Sergeant Tillis writes that Officer Jones told him, "the hospital has to release the child to the parents because the child at this time has not been placed in protective custody. This hospital did the same thing to me." (Attachment 38)

⁹ Officer Jones points at [REDACTED] while saying this.

Officer Jones then tells hospital staff that he will arrest anyone the father asks him to arrest. Officer Jones refers to the child's father as the boss. A nurse then approaches Officer Jones and advises Officer Jones that the child was severely malnourished. The nurse insinuates to Officer Jones that he would be responsible if anything happened to the child post discharge. Officer Jones continues his mission to discharge the child, repeating that the child should be unhooked from the IV. Officer Jones also repeats his threat to arrest hospital staff of the father's choosing. The security supervisor then asks Officer Jones to keep his voice down because he was disturbing everyone else.

Officer Jones then takes out his his handcuffs and lifts them up in front of him, asking the child's father, "Which one you want arrested?" The child's father states that he really just wants to walk out. Officer Jones states: "I understand, but somebody going to have to come with us too." Officer Jones turns toward [REDACTED], and people in the background say "no, no." [REDACTED] moves backwards away from Officer Jones. Officer Jones begins to approach [REDACTED] and states "you can come with us, sir." [REDACTED] continues to walk backward away from Officer Jones with his hand up as Officer Jones pursues him. Witnesses can be heard saying "wow, wow" and "no, no." A nurse steps in front of Officer Jones stating that she would be arrested instead of [REDACTED].

Officer Jones continues to tell medical staff to unhook the child and they refuse. Officer Jones moves towards [REDACTED], reaches out and grabs [REDACTED] upper left shoulder/arm and shirt.¹⁰ [REDACTED] says, "Get off me, what are you doing?" After [REDACTED] escapes Officer Jones's grasp, the hospital security supervisor interjects and asks Officer Jones what crime he is going to arrest [REDACTED] for. Officer Jones advises that there is "no charge," but that he is just going to arrest [REDACTED] anyway. At this point, Officer Kim also interjects and motions to Officer Jones, raising his hand from an upward to downward motion, as if indicating Officer Jones to calm down. Officer Kim states to Officer Jones, "We are going to wait for a supervisor, cause we not going to do this."

Officer Jones's BWC then captures the conversation he has with the parents while waiting for a supervisor. The child's father states that he and the child's mother were advised the child was in a malnourished state, vitamin deficient, low weight, and that they were sent to the hospital after a routine check-up. Officer Jones then walks down the hallway where Officer Kim is talking with Sgt. Musial and he deactivates his camera.

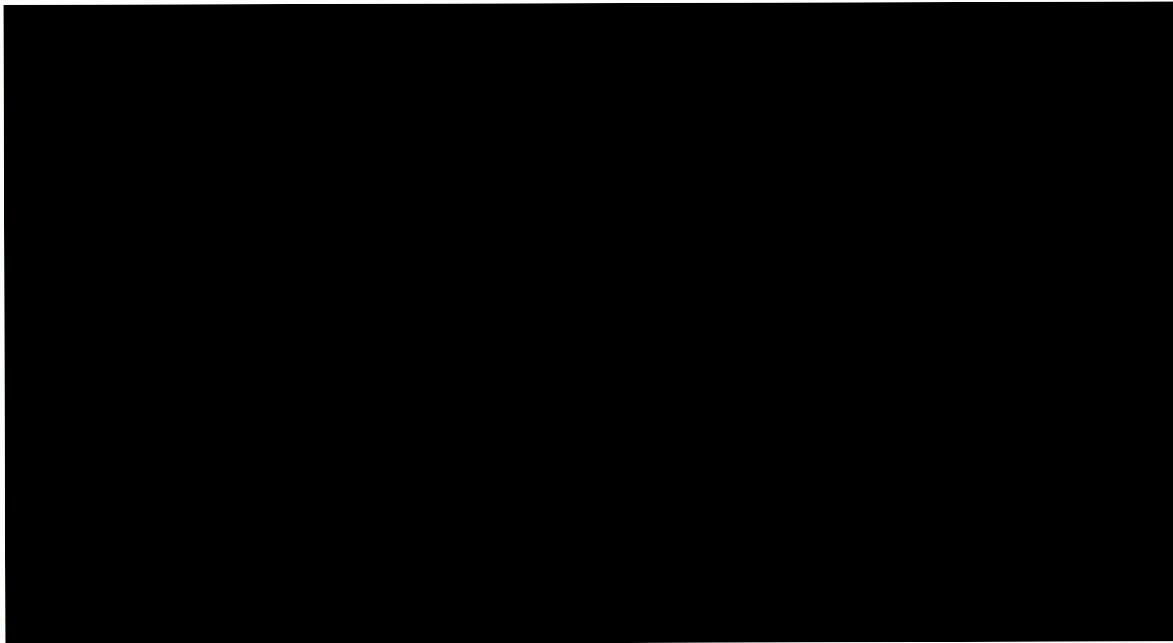
Sgt. Musial activated his BWC twice during the incident. The first BWC footage shows Sgt. Musial arriving at the hospital and walking up to Officer Kim. Officer Kim states that there was a sticky situation as Officer Jones walks up. At this point, Sgt. Musial deactivates his BWC. Sgt. Musial's second BWC footage shows him talking with the family. Sgt. Musial advises the family that the hospital now has legal authority over the child and that the child can no longer be removed from the hospital. [REDACTED] advises staff to call [REDACTED] and Sgt. Musial and Sgt. Bell wait for [REDACTED] in the hallway. At this point, Sgt. Musial deactivates his BWC. (Attachments 15-19 & 42-46)¹¹

¹⁰ This occurs at 9:45 on the video clock. You can hear loud voices saying "no," "stop," "what are you doing?"

¹¹ COPA also received BWC from the University of Chicago Police Department. UC officers Theophilus Tillis, Emmanuel Ibarra, Michael Knight, and Eric Wiley all activated their BWCs during the incident. Their BWC footage shows much of the conduct documented in the summaries of Officer Jones's and Sgt. Musial's BWC footage.

Video Footage from Comer Children's Hospital

COPA received video footage from [REDACTED]. The footage does not show the physical contact between Officer Jones and [REDACTED], but it does show Officer Jones pursuing [REDACTED] as [REDACTED] walks backwards down the hallway with his hand up. A screenshot is below:
(Attachment 65)



University of Chicago Police Department Reports

COPA obtained documentation of the incident from the University of Chicago Police Department including incident reports from University of Chicago Police Department Officers: Sergeant Julian Marshall, Field Training Officer Eric Wiley, Officer Emmanuel Ibarra, Sergeant Tillis, Patrol Captain Mario Tello, Officer Michael Knight. COPA also obtained a To/From memorandum documenting the University of Chicago Police Department's *After Action Review and Training Session Summary*. The training focused on asserting "UCPD is the primary law enforcement agency on the University owned and controlled property," in addition to "de-escalation tactics that may have been used to intervene when the CPD officer was threatening to arrest a doctor." The To/From memorandum specifically addresses that Officer Jones reported to Sgt. Tillis that "this happened to me, they took my child away and I won't let this happen again."
(Attachments 37-40)

Interview of Witness- Officer Pack Kim

On August 9, 2017, Investigator Miranda O'Boyle and Supervising Investigator Mark Clark interviewed Officer Kim at 1615 W. Chicago Avenue. Officer Kim confirmed that he was with Officer Jones during the incident. Officer Kim confirmed the nature of the dispute between the hospital and Officer Jones. Officer Kim also confirmed that Officer Jones took the parents' side in the dispute. Officer Kim's account of the incident was consistent with the accounts given by other witnesses outlined above. Officer Kim did not, however, view Officer Jones make

physical contact with [REDACTED]. Officer Kim states that he saw the child hooked up to an IV. Officer Kim stated that hospital staff explained that the child was malnourished and Vitamin K deficient.

Officer Kim stated that he requested a sergeant because he believed that the situation was uncomfortable. Officer Kim stated that he went over to Officer Jones to tell him that he called for a sergeant and to wait for the supervisor to make the decision on how to proceed. He stated that they then waited for Sgt. Musial to arrive. Officer Kim stated that upon Sgt. Musial arriving, he and Officer Jones explained the situation to Sgt. Musial. Officer Kim stated that Sgt. Musial then spoke with the hospital administrator and staff. Officer Kim stated that Sgt. Musial told him and Officer Jones to leave.

Officer Kim explained that after they cleared the incident, he discussed the incident with Officer Jones. Officer Jones explained his personal situation with his twins and [REDACTED]. Officer Kim stated that Officer Jones emotions were very high and he told Officer Jones that he needed to stay neutral. Officer Kim stated that Officer Jones told him about his situation with DCFS and the [REDACTED] after the incident. (Attachments 28 & 68)

Interview of Accused Officer Daniel Jones

On September 5, 2017, Investigator Miranda O'Boyle and Supervising Investigator Mark Clark interviewed Officer Jones at 1615 W. Chicago Avenue. Officer Jones affirmed he was on-duty of July 14, 2017, and recalled being dispatched to Comer Children's Hospital. Officer Jones verified the nature of the dispute. Officer Jones stated that the child's father told him that medical staff wouldn't allow him to leave with the child because the child was failing to thrive, had suffered from medical neglect, and had low vitamin levels. Officer Jones stated that he looked over at the child and that he did not feel that the child looked sick. Officer Jones stated that he believed that because the child didn't have any physical injuries and appeared to be fully capable of moving around, the family should have been able to leave with the child. Officer Jones stated that the child's parents had told him that hospital staff had informed them that the child's vitamin levels were "extremely low to the point bones can break." Officer Jones confirmed his conduct depicted in his BWC footage. (Attachments 34-36 & 70)

Interview of Accused- Sergeant Elliott Musial

On October 10, 2017, Investigator Miranda O'Boyle and Supervising Investigator Mark Clark interviewed Sgt. Musial at 1615 W. Chicago Avenue. Sgt. Musial affirmed he was on-duty of July 14, 2017 as a sector sergeant. Sgt. Musial stated that a supervisor was requested to respond [REDACTED] by Officer Kim. Sgt. Musial stated that when he arrived at [REDACTED], he went to the [REDACTED] and was immediately approached by Officer Kim. Sgt. Musial stated that Officer Kim informed him that Officer Jones was having an altercation with hospital staff, there was shouting going on, and Officer Kim didn't know how to handle his partner (Officer Jones).

Sgt. Musial stated that he then went to go speak with the hospital administrator ([REDACTED]), but Officer Jones came over and interjected. Sgt. Musial stated that he spoke with Officer

Jones briefly and Officer Jones advised him that the hospital was trying to take the baby from the family. Sgt. Musial stated that Officer Jones told him that Officer Jones had a similar situation going on in his personal life which also occurred at [REDACTED]. Sgt. Musial dismissed Officer Jones and Officer Kim. Sgt. Musial eventually agreed that the child should not be released based on the medical professionals' advice.

Sgt. Musial stated that he then spoke with [REDACTED], who informed him that Officer Jones had forcefully grabbed one of the doctors ([REDACTED]). Sgt. Musial stated that [REDACTED] advised him that [REDACTED] had to run away from Officer Jones, and at that point Sgt. Musial asked to speak with [REDACTED]. Sgt. Musial stated that he spoke to [REDACTED] and received [REDACTED] account of what happened. Sgt. Musial confirmed that [REDACTED] stated that he would like to file a complaint. However, Sgt. Musial explained that his conversation with [REDACTED] was interrupted. Several hours later, after the parents were escorted off the premises, Sgt. Musial went back to the floor and spoke with [REDACTED] to see if Dr. Jones still wished to pursue a complaint. Sgt. Musial stated that [REDACTED] told him that [REDACTED] was no longer on the floor, and Sgt. Musial told [REDACTED] to ask [REDACTED] and have [REDACTED] contact him. Sgt. Musial stated that [REDACTED] said "Well, what we really want is we don't want Officer Jones ever to step foot in this hospital again."

Sgt. Musial stated that he went back to the office and informed his Lieutenant of the situation and Comer Children's Hospital not wanting Officer Jones back there. Sgt. Musial stated that he then spoke with Officer Jones and informed Officer Jones of the allegations made by [REDACTED]. Sgt. Musial stated that Officer Jones stated he "didn't do that," and that Officer Jones alleged that he was just trying to escort the family out of there and was going to arrest anyone that would not allow them to leave. Sgt. Musial stated that Officer Jones kept referring to his personal situation, was emotional, and asked for a copy of the BWC footage.

Sgt. Musial stated that the following day he received a complaint log number for failing to initiate a complaint against Officer Jones. Sgt. Musial defended his failure to initiate a complaint by stating that he did not have contact information for the doctor. Sgt. Musial also reiterated his belief that the relief requested was that Officer Jones not be allowed to respond to any future calls for service at the hospital. Sgt. Musial stated that Officer Jones was ordered not to respond to future calls for service. (Attachments 55-58 & 72)

Interview of Accused Sergeant Christopher Bell

On October 3, 2017, Investigator Miranda O'Boyle and Supervising Investigator Mark Clark interviewed Sgt. Bell at 1615 W. Chicago Avenue. Sgt. Bell affirmed he was on-duty of July 14, 2017, as a field supervisor. Sgt. Bell stated that he was called by Sgt. Musial to assist with the conflict between the hospital staff and the parents. Sgt. Bell stated he had no knowledge of any incident with Officer Jones, and that no one mentioned it him. (Attachments 50-53 & 71)

Interview of Accused Lieutenant Thomas Hawkins

On August 25, 2017, Investigators Miranda O'Boyle and Matthew Haynam interviewed Lt. Hawkins at 1615 W. Chicago Avenue. Lt. Hawkins affirmed he was on-duty of July 14, 2017, and assigned to 290R as a Watch Field Lieutenant. Lt. Hawkins stated that he responded to the

scene at the request of Sgt. Musial to assist with the conflict between hospital staff and the parents. Lt. Hawkins stated that he had no knowledge of what transpired earlier in the night with Officer Jones. (Attachments 29-32 & 69)


Miranda O'Boyle, Investigator


Mark Clark, Supervising Investigator

V. ANALYSIS AND FINDINGS

1. Allegation Against Officer Jones

According to the Rules and Regulations of the Chicago Police Department, section I:

B-1: Police officers are frequently required to make decisions affecting human life and liberty in difficult situations where there is little or no opportunity to seek advice and little time for reflection. Law enforcement, therefore, requires an officer to have the stamina, intelligence, moral courage and emotional stability necessary to fairly and impartially deal with the human beings in the many complicated and potentially explosive situations which he encounters.

B-5: an officer's conduct is closely scrutinized, and when his actions are found to be excessive, unwarranted or unjustified he, and the Department, are criticized for more severely than comparable conduct of persons in other walks of life. Since the conduct of a member, on or off duty, does reflect directly upon the Department, a member must at all times conduct himself in a manner which does not bring discredit to himself, the Department or the City.

B-6: Effective law enforcement depends upon a high degree of cooperation between the Department and the public it serves. The practice of courtesy in all public contacts encourages understanding and appreciation; discourtesy breeds contempt and resistance. The majority of the public are law abiding citizens who rightfully expect fair and courteous treatment by members of the Department. While the urgency of a given situation would demand firm action, discourtesy or disrespect shown toward and citizen is indefensible. The practice of courteous and respectful conduct by a member is not a manifestation of weakness; it is, on the contrary, entirely consistent with the firmness and impartiality that characterizes a professional police officer.

B-13: No member can allow his individual feelings and/or prejudices to enter into his public contacts. Every member must constantly be aware of and eliminate any attitudes which might impair his effectiveness and impartiality.

COPA finds that Officer Jones' actions on the night of July 14, 2017, were an egregious abuse of his police powers and entirely inconsistent with his duties and responsibilities as a police officer.

When Officer Jones arrived at [REDACTED] many University of Chicago police officers and hospital medical and security personnel were already present. Nonetheless, Officer Jones failed to meaningfully confer with the University of Chicago police officers despite Comer's Children Hospital (a University of Chicago hospital) being their primary jurisdiction. Rather, Officer Jones inappropriately referenced his irrelevant personal situation to Sgt. Tillis and took control of the situation. Officer Jones repeatedly incorrectly asserted that the hospital had to release the child because DCFS had not been contacted.¹² A reasonable officer would not believe that on-duty medical professionals would unlawfully and unjustifiably prevent parents from leaving a hospital with their minor child and would attempt to gather more information. The testimonial and video evidence demonstrates that [REDACTED] and other medical personnel calmly and professionally tried to explain the child's medical situation to Officer Jones, but Officer Jones refused to engage in meaningful dialogue. Officer Jones obstinately and willfully ignored the information the medical professionals attempted to provide him. Officer Jones refused to talk to [REDACTED] outside the presence of the child's parents and also refused to speak to [REDACTED] supervisor, the attending, on the phone because she was "not present."

Officer Jones significantly escalated the situation by repeatedly threatening to arrest medical personnel unless they immediately unhooked the child from the IV and allowed the parents to leave with the child. Officer Jones attempted to use his police powers to force medical personnel to discharge the child against their medical judgment. The medical personnel refused and the evidence demonstrates that Officer Jones then attempted to arrest [REDACTED] and grabbed [REDACTED] with handcuffs in his other hand causing [REDACTED] to run away from him in fear.

An officer must have probable cause to arrest a subject. *People v. Johnson*, 408 Ill. App. 3d 107 (citing *Beck v. Ohio*, 379 U.S. 89, 91, (1964)). However, Officer Jones admitted almost immediately after grabbing [REDACTED] that he had "no charge" against [REDACTED]. Only [REDACTED] fleeing and the intervention of University of Chicago security personnel and police officers and Officer Kim prevented Officer Jones from unlawfully arresting [REDACTED] and potentially endangering the child by escorting the child and child's parents out against medical advice.

¹² The Abused and Neglected Child Reporting Act does not require prior approval or involvement of the Department of Children and Family Services for a treating physician to take temporary protective custody of a child. The Abused and Neglected Child Reporting Act provides in relevant part that, "An officer of a local law enforcement agency, designated employee of the Department, or a physician treating a child may take or retain temporary protective custody of the child without the consent of the person responsible for the child's welfare, if (1) he has reason to believe that the child cannot be cared for at home or in the custody of the person responsible for the child's welfare without endangering the child's health or safety; and (2) there is not time to apply for a court order under the Juvenile Court Act of 1987 for temporary custody of the child." The person taking or retaining a child in temporary protective custody shall immediately make every reasonable effort to notify the person responsible for the child's welfare and shall immediately notify the Department. 325 ILCS 5/5. [REDACTED] and [REDACTED] acted within its legal rights when it refused to discharge the child when they suspected child neglect and believed discharging the child would endanger the child's health.

Furthermore, even assuming *arguendo* that Officer Jones would not have arrested [REDACTED] s had [REDACTED] not fled, Officer Jones had no legal authority to grab [REDACTED] if he had no basis to arrest or detain him. Therefore, Officer Jones used excessive force against [REDACTED].

COPA finds that Officer Jones allowed his personal biases and prejudices to impair his effectiveness and impartiality. Officer Jones repeatedly referenced his personal situation with his children and Comer's Children Hospital during and after the incident. Officer Kim and Sgt. Musial, both noted that Officer Jones was extremely emotional and was not acting appropriately. Even during his interview with IPRA well after the incident, Officer Jones proffered justifications and excuses that demonstrate his personal bias. Officer Jones asserted that he observed the child and the child did not appear to have any injuries and seemed fine and therefore the parents should have been free to leave with the child. However, it is not the role of Chicago police officers to override the medical judgments of trained medical professionals and Officer Jones admitted that at a minimum the child's father told him about the child's failure to thrive, vitamin deficiencies, and the suspected child neglect.

Officer Jones failed to exercise the professional judgment and control necessary to fulfil his police duties and his actions brought significant discredit to the Department. First, Officer Jones' improper and unlawful conduct occurred in front of numerous University of Chicago Police Department officers¹³ and [REDACTED] medical personnel and created a disturbance in the hospital. Second, Officer Jones also interfered with [REDACTED] and other medical personnel's medical treatment of the child and other patients. Third, Officer Jones' involvement negatively escalated an already difficult situation between the child's parents and [REDACTED] staff.¹⁴ Officer Jones' incorrect assertions about the child's parents rights likely caused the child's parents additional distress when [REDACTED] and [REDACTED] ultimately took protective custody of the child and likely made it significantly more difficult for Sgt. Musial and Lt. Hawkins to de-escalate the situation and get the parents to voluntarily leave the hospital later.¹⁵ Nonetheless, Officer Jones has not expressed any remorse nor has he demonstrated that he understands the problematic nature of his behavior on July 14, 2017.

For the foregoing reasons, COPA recommends the following findings:

COPA recommends a finding of **Sustained** for **Allegation #1** against **Officer Jones**, in that Officer Jones did not provide proper police service, as alleged by Commander King-Smith and [REDACTED] in violation of Rules 2, 3, 8, and 9.

COPA recommends a finding of **Sustained** for **Allegation #2** against **Officer Jones**, in that Officer Jones displayed unbecoming conduct, as alleged by Commander King-Smith and [REDACTED], in violation of Rules 2, 3, 8, and 9.

¹³ The various reports generated by the University of Chicago Police Department after the incident reflect how Officer Jones' severely impacted the reputation of the Department. (Attachments 37-40).

¹⁴ The record reflects that [REDACTED] and other Comer's Children Hospital personnel were attempting to de-escalate the situation and negotiate with the parents rather than have to take protective custody of the child to prevent the parents from removing the child against medical advice. While it is unclear what would have happened had Officer Jones not responded to the call, the evidence demonstrates that his involvement escalated the situation.

¹⁵ COPA commends Lt. Hawkins and Sgt. Musial for ultimately successfully de-escalating the situation and getting the child's parents to voluntarily leave without the necessity of the CPD or University of Chicago police arresting them.

COPA recommends a finding of **Sustained** for **Allegation #3** against **Officer Jones**, in that Officer Jones unnecessarily grabbed [REDACTED], in violation of Rules 1, 2, 3, 8, and 9.

COPA recommends a finding of **Sustained** for **Allegation #4** against **Officer Jones**, in that Officer Jones threatened to arrest [REDACTED], in violation of Rules 2, 3, 8, and 9.

COPA recommends a finding of **Sustained** for **Allegation #5** against **Officer Jones**, in that Officer Jones threatened to arrest medical staff at Comer Children's Hospital, in violation of Rules 2, 3, 8, and 9.

2. Allegation Against Sgt. Musial

COPA recommends a finding of **Sustained** for **Allegation #1** against **Sgt. Musial**, in that Sgt. Musial failed to initiate a complainant log number against Officer Jones after being informed of his misconduct, in violation of Rules 2, 3, and 5.

According to General Order G08-01-02, Specific Responsibilities Regarding Allegations of Misconduct, of the Chicago Police Department, section II:

A-5: Members who have knowledge of circumstances relating to misconduct will submit an individual written report to a supervisor before reporting off duty on the day the member becomes aware of the misconduct. The report will include the incident Log Number, if available, and all facts relating to the incident known or reported to the member.

B-2: When misconduct is observed or an allegation of misconduct is received by supervisory or command personnel, they will initiate a complete and comprehensive investigation in accordance with this and other directives without looking to higher authority for such action.

B-3: When incidents regarding allegations of misconduct subject to the Log Number process are received, the supervisor or commanding officer who first receives information of the alleged misconduct will:

a. report the information to COPA by telephone, within one (1) hour after the information is received. If the notification occurs during non-business hours (2300-0700), members will contact the Crime Prevention Information Center (CPIC).

b. record all information available at the time the allegation was received in statement or report form and forward the original report to COPA and a copy to the BIA without unnecessary delay.

Sgt. Musial admitted that [REDACTED] specifically told him he wanted to file a complaint, that he was aware of what had allegedly occurred between [REDACTED] and Officer Jones, and that he did not talk to [REDACTED] again before leaving the hospital. Additionally, Sgt. Musial specifically

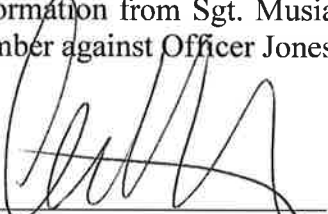
ordered Officer Jones not to return to the hospital in the future which demonstrates that he knew that Officer Jones had acted inappropriately during the incident. Indeed, Sgt. Musial stated that when he talked to Officer Jones after the incident he was trying to be sympathetic but, "at the same time, you're trying to deal with the situation at hand, which is that he's putting his hands on somebody when he shouldn't be."¹⁶

3. Allegation Against Sgt. Bell

COPA recommends a finding of **Unfounded** for **Allegation #1** against **Sgt. Bell**, which alleges that he failed to initiate a complaint log number against Officer Jones after being informed of his misconduct. The evidence demonstrates that Sgt. Bell arrived on scene well after Sgt. Musial had initially responded and that no one discussed the incident between [REDACTED] and Officer Jones with him. Sgt. Musial stated that he did not tell Sgt. Bell about what occurred between [REDACTED] and Officer Jones. There is no evidence that Sgt. Bell was aware of Officer Jones' misconduct or that he had a reason to inquire about Officer Jones' actions. Therefore, Sgt. Bell was not required to initiate a complaint log number against Officer Jones.

4. Allegation Against Lt. Hawkins

COPA recommends a finding of **Sustained** for **Allegation #1** against **Lt. Hawkins**, in that Lt. Hawkins failed to initiate a complainant log number against Officer Jones after being informed of his misconduct, in violation of Rules 2, 3, and 5. Lt. Hawkins stated that he did not have knowledge of the incident that occurred between [REDACTED] and Officer Jones. Sgt. Musial told IPRA investigators that he did not tell Lt. Hawkins about Officer Jones grabbing [REDACTED] or attempting to arrest [REDACTED]. However, Sgt. Musial stated that he told Lt. Hawkins that the hospital did not want Officer Jones to return and that Lt. Hawkins was present when he ordered Officer Jones not to respond to calls at the Comer's Children Hospital in the future. COPA finds Sgt. Musial credible on this issue. Sgt. Musial actions put Lt. Hawkins on notice that misconduct had occurred at the hospital and at a minimum Lt. Hawkins then had a duty to gather more information from Sgt. Musial and/or Officer Jones and subsequently initiate a complainant log number against Officer Jones once he learned about what occurred.¹⁷



Andrea Kersten, Deputy Chief Investigator



Josh Hunt, Deputy Chief Investigator

¹⁶ COPA does not find that Sgt. Musial was attempting to cover-up Officer Jones' misconduct; rather Sgt. Musial appears to have genuinely misunderstood his duties and responsibilities under General Order G08-02-01.

¹⁷ COPA does not find that Lt. Hawkins was attempting to cover-up Officer Jones' misconduct and notes that Sgt. Musial should have expressly told him about the allegations against Officer Jones when discussing the hospital desire for Officer Jones not to return to avoid any ambiguity.